



1. The Examiner contends that the MSC 14 in Havinis intercepts a request from a mobile station (MS) 20 to another network entity, in accordance with Applicant's claims. In an attempt to support that contention, the Examiner cites col. 3, lines 62-67 of Havinis (Final Office Action, page 7). However, Havinis clearly is not disclosing or even suggesting intercepting a request from a mobile communication device to another network entity, as Applicants previously stated. It is clear from the plain language of the cited text that it refers to a message being sent from the MSC 14 to the mobile subscriber.

Furthermore, even when the mobile subscriber subsequently sends an acceptance or rejection back to the MSC 14, that is not a request, it is a response. And, the response (acceptance or rejection) from the MS 20 is not intercepted by the MSC 14; it is specifically directed to the MSC 14, not to the location application (LA) or to any other network entity (see col. 6, lines 7-12).

For at least these reasons, the Examiner is clearly wrong regarding what Havinis discloses.

2. The Examiner states, "In this case the 'request message' in Havinis is used to intercept the mobile subscriber . . ." (Final Office Action, p. 7). Applicant submits that the Examiner's statement makes no sense. Applicant does not understand how a mobile subscriber can be intercepted in this context. Applicants' claims recite intercepting a request, not intercepting a mobile subscriber.

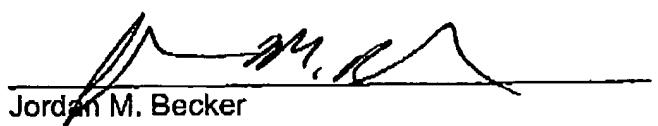
3. The Examiner apparently maintains that Havinis discloses causing the MS 20 to display a graphical user interface (GUI), per Applicants' claims, in its disclosure, "The mobile subscriber can either accept or reject the positioning request based upon the LA identity displayed on the MS" (Final Office Action, p. 7, quoting Havinis). Applicants' response is that the mere displaying of information, on a mobile station or any other device, does not require the use of a GUI. Early mobile communication devices did not implement GUIs, just as early computers did not implement GUIs. Therefore, Applicants maintain that Havinis' merely disclosing that the LA identity is displayed is no suggestion of using a GUI, nor of doing so in accordance with Applicants' claims.

For the foregoing reasons, the rejections are improper and should be withdrawn. The present application is believed to be in condition for allowance, and such action is earnestly requested.

If any additional fee is required, please charge Deposit Account No. 02-2666.

Respectfully submitted,
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